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August 23, 2004
Date

Miyabi Grace

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	09/925,063	**Group Art Unit:**	1615
Applicant(s):	Barnes, S. and Ding, J.	**Examiner:**	JOYNES, ROBERT M.
Filing Date:	August 8, 2001	**Docket No.**	70373-010100
Title: CALENDERED HYDROCOLLOID DRESSING		**Customer No.**	33717

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APPELLANT'S BRIEF (37 C.F.R. § 1.192)

This brief is in furtherance of the Notice of Appeal in this case, timely filed June 22, 2004. Applicant hereby appeals to the Board from the decision of the Primary Examiner in the Advisory Action mailed June 17, 2004 in response to Applicants' After Final Response filed on May 12, 2004, maintaining the final rejections in the Final Office Action mailed March 23, 2004 of all the then pending claims (21-66), including claims 21-28, 32-40, 42-52, 56-64 and 66. A Response and Amendment was filed after the Final Office Action mailed March 23, 2004, and accordingly, claims 21-23, 26-31, 34-43, 45-47, 49-55, 58-59 and 61-66 are now on Appeal. This Brief is accompanied by authorization to charge the requisite fee set forth in § 1.17(c) to Deposit Account 50-2638.

(1) REAL PARTY IN INTEREST

The real part in interest in this appeal is Scapa North America, the assignee.

It is noted that the Examiner in the case has failed to clearly point out, for the record, where in the cited references support may be found for rejecting the method claims of the instant application.

Furthermore, the claimed invention clearly constitutes "Progress in the Useful Arts" to use the Constitutional Phase (Art. 1, Sec. 8, Clause 8), and eminently deserves patent protection.

The allowance of all claims on Appeal in this Appeal is therefore respectfully solicited.

It is believed that this Appeal Brief has been timely filed. However, if mistaken the Commissioner is hereby authorized to charge any required fee in connection with the submission of this paper, now or in the future, or credit any overpayment to Account No. 50-2638. Please ensure that the Attorney Docket Number is referred to when charging any payments or credits for this case.

Respectfully submitted,

GREENBERG TRAURIG, LLP

Date August 23, 2004

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Attached:
Exhibit A: Claims on Appeal
Exhibit B: Declaration of Scott Barnes

RAM Fee History Query

Revenue Accounting and Management

Name/Number: 09925063 Total Records Found: 15

Start Date: Any Date End Date: Any Date

Accounting Date	Sequence Num.	Tran Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
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